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Attorneys for Defendant: Otto Trucking LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.;
OTTOMOTTO LLC; OTTO TRUCKING
LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF NEEL CHATTERJEE
I/S/O DEFENDANT OTTO TRUCKING
LLC’S ADMINISTRATIVE MOTION TO
FILE UNDER SEAL**

Courtroom: 8 (19th Floor)

Judge: Hon. William Alsup

Trial Date: December 4, 2017

Filed/Lodged Concurrently with:

1. Admin. Mot. to File Documents Under Seal
2. [Proposed] Order
3. Redacted/Unredacted Versions
4. Proof of Service

I, Neel Chatterjee, declare as follows:

1. I am a partner at the law firm of Goodwin Procter LLP, counsel of record for Defendant Otto Trucking LLC (“Otto Trucking”). I make this declaration based upon matters within my own personal knowledge and if called as a witness, I could and would competently testify to the matters set forth herein. I make this declaration in support of Defendant Otto Trucking’s Opposition to Waymo’s Second Supplemental Brief in Support of its Motion for Order to Show Cause [Dkt. 2054] (the “Administrative Motion”).

2. I have reviewed the following documents and confirmed that only the portions identified below merit provisional sealing:

Document	Portions to Be Filed Under Seal	Parties Claiming Confidentiality
Otto Trucking’s Opposition to Waymo’s Second Supplemental Brief in Support of its Motion for Order to Show Cause [Dkt. 2054]	Highlighted portions	Plaintiff
Exhibit A to the Walsh Declaration	Entire document	Plaintiff

3. The highlighted portions of Otto Trucking’s Motion and the entirety of Exhibit A allegedly contain information that Plaintiff Waymo LLC (“Waymo”) has designated “Confidential” or “Highly Confidential – Attorneys’ Eyes Only” pursuant to the Protective Order in this case. Otto Trucking opposes Waymo’s designation of confidentiality over these materials except for the designations as to Exhibit 9 to Exhibit A.

4. Otto Trucking anticipates that Waymo will file any necessary declarations to seal the above information pursuant to Local Rule 79-5, but also anticipates further discussion regarding the appropriateness of Waymo’s designations.

5. Otto Trucking’s request to seal is narrowly tailored to those portions of the Administrative Motion and its supporting documents that merit provisional sealing based on Waymo’s designations.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct. Executed this 25th day of October, 2017 in Menlo Park, California.

3
4 /s/ Neel Chatterjee
NEEL CHATTERJEE

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing document including all of its attachments with the Clerk of the Court for the United States District Court for the Northern District of California by using the CM/ECF system on **October 25, 2017**. I further certify that all participants in the case are registered CM/ECF users and that service of the publicly filed documents will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct. Executed on **October 25, 2017**.

/s/ Neel Chatterjee
NEEL CHATTERJEE